

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 451 - SB 1237

February 21, 2017

SUMMARY OF BILL: Authorizes a court of competent jurisdiction to apportion fault to the employer and reduce the recovery awarded to the injured worker, or to whom the injured worker's right of action survives at law, based on the percentage of fault apportioned to such employer. Permits an employer and an employee to reach a voluntary agreement as to a reduction in the employer's subrogation lien without the necessity of court action. Authorizes the court to adjust any lien or credit that is due to an employer relative to the amount of fault apportioned.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- The Administrative Office of the Courts confirms the provisions of the bill are not expected to significantly impact the number of civil cases; therefore, any impact is considered not significant.
- Based on information provided by the Bureau of Workers' Compensation, the provisions of the bill will not impact operations of the Bureau.

IMPACT TO COMMERCE:

NOT SIGNIFICANT

Assumption:

- Passage of this bill will only impact the extent of recoveries paid by or received by parties to a civil action; any significant impact on commerce or jobs in Tennessee is estimated to be not significant.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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